IN THE SUPERIOR COURT OF WASHINGTON
IN AND FOR KING COUNTY

In re the Marriage of: JILL IRINA BORODIN, Petitioner, and ADAM REED GROSSMAN, Respondent.	)	NO. 09-3-02955-9 SEA **DECLARATION JOANNA STROBER**

I, Joanna Strober, declare as follows:

My name is Joanna Strober. I live in California. I am over the age of 18.

I am in a unique position to be able to make this declaration because:

1) I was trained as an attorney and I currently work Sterling Stamos Investment Management in the role of Managing Partner and I have extensive knowledge of Fund operations and accounting

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2) I have personal knowledge of the financing of the Glennview purchase post-separation.

I was disheartened to learn that the trial Judge ruled the $255,000 of purchase money was community property when I was personally involved with the financing and participated in conference calls that discussed the financing in detail which was always based upon 100% new debt post separation and not community property.

3) I was an investor in the Tanager Fund for many years and redeemed my units in full near the closing of the Fund. As a result of the misclassification of other people's money as Ms. Borodin's money, assets belonging to clients or their equivalent have been involuntarily transferred to Ms. Borodin.

This may affect me if the losses are pro-rated across all investors, as GAAP accounting suggests, and part of my redemption is clawed back due to the misclassification of client assets in a legal action to which I was not party and had no standing.

I have not received my K-1 for 2010. I understand this is due for at least two reasons. First, there is a dispute over the responsibility of the issuance of the K-1's . Second, a preference not to report a loss due to misclassified money balanced by an expected future gain of the recovered money as the

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classification of a distribution in a family law matter is not necessarily binding on the accounting of a Delaware partnership which by GAAP standards will show an illiquid asset, a $255,000 account receivable (A/R) from the community loan expected to be repaid.

I would like for my redemption not to be clawed back. The trial Judge's error should be corrected and the client money returned to its rightful owners but I have not yet had any standing for which to make a claim or have my interests represented since a sequence of events will unfold slowly.

I am optimistic that these monies will be returned to their rightful owners soon now that the issue has been identified.

I am surprised to see that the court has made a finding of contempt because in California, contempt requires willful disregard of court orders. I checked RCW 7.21.030 ("within the person's power to perform") and this requirement is the same. The text in the ruling states that Mr. Grossman sought enrollment in all three programs but was not accepted thus failing to meet the standards generally used to determine contempt.

The court confirms Mr. Grossman's right to appeal that disqualifies him from entry into the Wellspring program. This makes it irrelevant whether additional factors later arose which also, after being denied entry based on exercising his right to appeal, would disqualify from entry. His filing of an appeal predated any finding of the court to

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be out of compliance thus making it irrelevant whether these findings were made because he was already disqualified. This likewise fails to meet the requirement that it was "yet within the person's power to perform" because Mr. Grossman was not admitted to Wellspring's program.

Property transfers are generally recorded and I have looked online at the Shasta County Recorders office (http://www.co.shasta.ca.us/riimspublic/asp/orpublicinquiry.asp) and can see that Mr. Grossman was last on the title in January 2011 when he deeded the property to Ms. Borodin (attached). It is unclear to me how he can now be held in contempt for the sale of this property as he deeded it to Ms. Borodin.

The court noted that Mr. Grossman's child support payments, due on the 1st, have been late including May when May 1st was a Sunday and the DCS report showed payment in full was made on May 2nd. I do not believe DCS offices are opened on Sundays and neither can a payment be credited in advance of the month in which it is paid. This likewise seems to not meet the RCW 7.21.030 ("within the person's power to perform") standard for contempt

I declare under penalty of perjury under the laws of the State of California that the foregoing statements are true and correct to the best of my knowledge.

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Dated this 15th day of October, 2011, in Los Altos, Hills CA

Joanna Strober

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Official Records Database Document Detail

Shasta County Recorder's Office

Searchable Indices:
Official Records

Document Detail

- **Document ID:** 2011-0000736
- **Recorded on:** 1/7/2011 1:40:26 PM
- **No. of Pages:** 1
- **Assessor Parcel #:** Please Contact Assessor's Office
- **Book Page #:** 117-460-074
- **Image:** Documents can only be viewed in Records Office, Internet access is not available.

DEED

Grantors:
GROSSMAN, ADAM R

Grantees:
BORODIN, JILL I

Index Items:
None

References:
None